

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DENNIS WEST ALNUTT,

Petitioner,

vs.

OZZIE KNEZOVICH,

Respondent.

NO. CV-09-233-LRS

ORDER DISMISSING HABEAS PETITION

By Order filed September 8, 2009, the court directed Mr. Alnutt to either pay the \$5.00 filing fee for this habeas action or submit a completed application to proceed *in forma pauperis*. He did not do so. Accordingly, **IT IS ORDERED** Mr. Alnutt's habeas petition is **DISMISSED without prejudice** for failure to comply with the filing fee requirements of Rule 3(a), Rules Governing Section 2254 Cases in the United States District Courts.

IT IS SO ORDERED. The District Court Executive shall enter this Order, enter judgment, forward copies to Petitioner and close the file.

DATED this 22nd day of October, 2009.

s/Lonny R. Suko

LONNY R. SUKO
CHIEF UNITED STATES DISTRICT JUDGE